



NOTICE OF APPEAL FROM
THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re the Application of:

Confirmation No.: 3393

Gabor BAJKO, *et al.*

Art Unit: 2617

Application No.: 10/632,088

Examiner: Khai Minh NGUYEN

Filed: August 1, 2003

Attorney Dkt. No.: 059643.00290

For: REGISTRATIONS IN A COMMUNICATION SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 17, 2007

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated November 19, 2007 of the Primary Examiner finally rejecting Claims 1-8, 10-20, and 22-25.

The item(s) checked below are appropriate:

1. ☐ A petition for an extension of time to respond to the final rejection was filed on _____ for _____ month(s).
2. ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
3. ☒ Fee \$510.00 or ☐ Small Entity \$255.00

☒ Check No. 17733 is enclosed.

☐ Charge to Counsel's Deposit Account No. 50-2222. An additional copy of this Notice is enclosed.

In the event that this paper is not considered to be timely filed, applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to Counsel's Deposit Account No. 50-2222, along with any other additional fees which may be required with respect to this paper.

SQUIRE, SANDERS & DEMPSEY LLP

Signature (Rule 191(b)) . . .

Sejoon Ahn
Reg. No.: 58,959

Customer Number 32294
SQUIRE, SANDERS & DEMPSEY LLP
8000 Towers Crescent Drive, 14th Floor
Tysons Corner, Virginia 22182-2700
Telephone: 703-720-7800
Fax: 703-720-7802

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PTO/SB/33 (07-05)

United States Patent & Trademark Office; U.S. DEPARTMENT OF COMMERCE

PRE-APPEAL BRIEF REQUEST FOR REVIEW		Docket Number (Optional) 059643.00290
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ Signature _____ Typed or printed Name _____	Application Number: 10/632,088	Filed: August 1, 2003
	First Named Inventor: Gabor BAJKO, <i>et al.</i>	
	Art Unit: 2617	
	Examiner: Khai Minh NGUYEN	

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.

This request is being filed with a Notice of Appeal.

The review is requested for the reason(s) stated on the attached sheet(s).

Note: No more than five (5) pages may be provided.

I am the

- ☐ Applicant/Inventor.
☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under
37 CFR 3.73(b) is enclosed

☒ Attorney or agent of record.
Registration No. 58,959

☐ Attorney or agent acting under 37 CFR 1.34.
Reg. No. is acting under 37 CFR 1.34 _____

Signature

Sejoon Ahn

Typed or printed name

(703) 720-7820

Telephone number

December 17, 2007

Date

NOTE: Signatures of all of the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Confirmation No.: 3393

Gabor BAJKO, *et al.*

Art Unit: 2617

Application No.: 10/632,088

Examiner: Khai Minh NGUYEN

Filed: August 1, 2003

Attorney Dkt. No.: 059643.00290

For: REGISTRATIONS IN A COMMUNICATION SYSTEM

PRE-APPEAL BRIEF REQUEST FOR REVIEW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 17, 2007

Sir:

In accordance with the Pre-Appeal Brief Conference Pilot Program guidelines set forth in the July 12, 2005, Official Gazette Notice, Applicants hereby submit this Pre-Appeal Brief Request for Review of the final rejections of claims 1-8, 10-20, and 22-25 in the above identified application. Claims 1-8, 10-20, and 22-25 were finally rejected in the Office Action dated July 27, 2007. Applicants filed a Response to the Final Office Action on October 4, 2007, and the Office issued an Advisory Action dated November 19, 2007 maintaining the final rejections of claims 1-8, 10-20, and 22-25. Applicants hereby appeal these rejections and submit this Pre-Appeal Brief Request for Review.

The final Office Action rejected claims 1-8, 10-20, and 22-25 under 35 U.S.C. 102(e) as being anticipated by U.S. Patent Publication No. 2005/0009520 to Herrero et al. (Herrero). Applicants submit that there is clear error regarding the anticipation of at least one element of claims 1, 12, 13, 24, and 25, upon which claims 2-8, 10, 11, 14-20, 22, and 23 are dependent.

Embodiments of the invention provide that an organization may subscribe to a communication system and be allocated to a public identity such as a telephone number, which is associated with the subscription. A number of individuals within the organization may have private identities. It may be that the organization allocates different service profiles for different private entities. For example, it may be that within the organization, different divisions may have different service profiles. The invention recognizes that this is a common arrangement for many organizations and that the communication system is best configured to deal with this type of organization by providing a method comprising recognizing at the user information storage that different private identities associate with a common service profile. Control entities can then be allocated utilizing this recognition. This method allows registration of all private identities utilizing the same services to take place at the same controller entity. The proposed method may ensure that all private identifies associated with the same service profile are registered to the same S-CSCF. Registration at the same S-CSCF enables provision of the same services for a number of subscribers which have the same service profile. Another example would be a family which has a common public identity. The parents in the family may have private identities associated with one service profile, whereas the children may have private identities associated with a different, restricted service profile.

Applicants respectfully submit that Herrero fails to disclose or suggest all of the elements of any of the presently pending claims, and, consequently, fails to provide these critical and non-obvious advantages, thereby making the final rejections clearly erroneous and without basis. For example, Herrero does not disclose or suggest, at least, "recognizing at the user information storage that different private identities associate with a common service profile," as recited in claims 1, 12, 13, 24, and 25. The final Office Action took the position that Herrero discloses recognizing "at the user information storage that different private identities associate with a common service profile." Applicants respectfully disagree.

Herrero describes an arrangement in which a single user having has a subscription can make multiple registrations to a telecommunications systems. Herrero's arrangement that a single user having a single subscription is allocated a number of different private identities associated with the subscription, one for each terminal which the user uses. The user can register from each of the different terminals using a different private identity. Herrero discloses that different private identities associate with a common subscription. A common subscription does not correspond to a common service profile. In Herrero, the different private identities associate with different terminals having different service profiles. Herrero's method merely describes the different private identities associates with different service profiles. The user subscription of Herrero only comprises a single private identity. Multiple private identities are associated with a single subscription is described and illustrated in figure 6 of Herrero.

Furthermore, Herrero's system is intended to offer a huge variety of services provided by different terminals. As discussed at paragraph [0036] of Herrero, Herrero states that it would be desirable for a user with a single subscription to be able to register from various different terminals at the same time. The solution proposed by Herrero provides multiple private identities associated with a single subscription and is illustrated in paragraph [0038] of Herrero. Each of the private identities is associated with a different service profile according to Herrero's associated terminal.

Therefore, Herrero fails to teach or suggest, at least, "recognizing at the user information storage that different private identities associate with a common service profile," as recited in the presently pending claims.

For at least the reasons discussed above, Applicants respectfully submit that Herrero fails to disclose or suggest all of the elements of claims 1, 12, 13, 24, and 25.

Claims 2-8, 10, 11, 14-20, 22, and 23 are dependent upon claims 1, 12, and 13, respectively. Accordingly, claims 2-8, 10, 11, 14-20, 22, and 23 should be allowed at least for their dependence upon claims 1, 12, and 13, and for the specific limitations recited therein.

In view of the above, it is respectfully submitted that the claimed invention recites subject matter which is neither disclosed nor suggested in the cited prior art. It is further respectfully submitted that the subject matter is more than sufficient to render the claimed invention unobvious to a person of ordinary skill in the art. Applicants therefore respectfully request that each of claims 1-8, 10-20, and 22-25 be allowed, and this application passed to issue.

Reconsideration and withdrawal of the rejections, in view of the clear errors in the Office Action, is respectfully requested. In the event this paper is not being timely filed, the applicants respectfully petition for an appropriate extension of time. Any fees for such an extension together with any additional fees may be charged to Counsel's Deposit Account 50-2222.

Respectfully submitted,



Sejoon Ahn
Registration No. 58,959

Customer No. 32294
SQUIRE, SANDERS & DEMPSEY LLP
14th Floor
8000 Towers Crescent Drive
Tysons Corner, Virginia 22182-2700
Telephone: 703-720-7800
Fax: 703-720-7802

SA:dc

Enclosures: PTO/SB/33 Form
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